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Edwin R. Seligman

(1658)

TO His Highneſs OLIVER

Lord Protector of the Comon-wealth of *England*, *Scotland*, and *Ireland*.

The humble Petition of Sir Job Harby *Knight.*

Humbly Sheweth:

THat Letters Pattents were made upon Sea-coales exported out of *England*, *Sunderland*, and *Wales*, bearing date 11.th *April*, 13.yeare of the late King, giving directions for the Collection of Foure ſhillings on each Chaldron that ſhould bee exported after the date of the ſaid Letters Pattents, that the ſaid Impoſt by Indenture dated 2. *July*, 1634. Was demiſed unto your Petitioner and others for their owne proper Uſes, it being without prejudice to the Engliſh Nation; which ſaid Graunt was confirmed to your Petitioner for XXXI.yeares to come upon the Conſideration following, your Petitioner for his ſhare having payed 9000. pounds, and for the firſt 7. Years rent of 100.l.yearly to be payd to the Crown, and 500.l. *per Annum* untill the end of the Graunt, and this likewiſe under the broad Seale of *England* for the uſes aforeſaid, which ſaid Rent was payd into the Exchequer, ſo long as enjoyed by your Petitioner, the Graunt was never found grievous but confirmed by the late Parliament in the booke of Rates; howbeit your Petitioner hath been depri-

ved hereof ever ſince the yeare 1642. when the Earle of *Newcaſtle* held that Towne, nor could hee ever ſince be reſtored to his juſt Right, Sir *Arthur Haſlerigge* having gotten the ſame into his poſſeſſion; upon which ſaid Impoſitions there hath been received neare 20. Thouſand pounds, by what Power or Right is unknowne to your Petitioner.

The Premiſſes conſidered, your Petitioner humbly prayeth that a Committee bee appointed to call thoſe perſons to an Accompt for the Twenty thouſand pounds received by them, and in particuler Sir *Arthur Haſlerigge* for thoſe great ſummes of Money he hath taken out of the ſaid Collection, and that hee and they may ſhew by what Order they received the ſame, your Petitioner being alwayes well affected to the Parliament, and as a teſtimony thereof advanced voluntarily on the Propoſitions and City Seale, the ſum of Three thouſand pounds.

And your Petitioner further prayeth, that by the goodneſs and juſtice of your Highneſs, hee may according to Law and Equity re-enjoy the benefit of the aforementioned Graunt purchaſed by him as aforeſaid, unto the full end and expiration of his Leaſe, paying the Rent reſerved to the State.

And hee ſhall ever pray.

The firſt Reference.

HIs Highneſs doth direct that the Committee for Inſpection doe take into conſideration this Petition, and examine the Allegations thereof, and report how they find the matter of fact, with their opinion to his Highneſs and the Councell, 23. *Febr.* 1653.

JOHN THVRLOE.

By

By the Commiſsioners by Ordinance from his Highneſs the Lord Protector and his Committee, for Inſpecting the Treaſuries, April, 28. 1654.

IN purſuance of a Reference from his Highneſs the Lord Protector dated 23. *Febr.* 1653. upon the Petition of Sir *Iob Harby* Knight.

Wee doe humbly certifie, that we doe find by Letters Pattents 11. *Aprill*, in the 10.th yeare of the raigne of the late King, there was an Impoſition of 4.s. the Chaldron on Sea-Coales exported, which ſaid Impoſition was confirmed by act of Parliament in the book of Rates, and by the ſaid Letters Pattents *Iob Harby* Eſquire, was made Collector of the ſaid Impoſition, and by Letters Pattents dated *Iuly* 2. in the 10. yeare of the raigne of the late King, the ſaid Impoſition of 4.s. the Chaldron on Sea-coales exported, was granted *Henry Lucas*, *John White*, and *Iob Harby* Eſquire, for the uſes of the Earl of *Holland*, Earl of *Dorſet* & Sir *Iob Harby* Knight, upon conſideration of ſervices done by the ſaid Earls, and of payment of 8612.l. 15.s.3.d. as by privy Seal dated the laſt of *Auguſt*, in the 10. year of the raigne of the late K. doth appear, and according to the ſaid Letters Pattents the rent reſerved therein was payd into the Exchequer by Sir *Iob Harby* and others till 23. *Octob.* in the 20. yeare of the raigne of the late King, as by Affidavit of *William Day* of *London* Marchant doth appeare, we doe further find that the ſaid Sir *Iob Harby*, hath not received any part of the profits ariſing on the ſaid Impoſition from 29. *Iuly*, 1642. to this preſent time, there being in the yeare 1642. received by Order from the Earle of *Newcaſtle*, and after the delivery of the ſaid Towne to the *Scots* to this time, received by Mr. *Dawſon* of *Newcaſtle* who hath payd the ſame to the *Scots*, and Sir *Arthur Haſlerigge*, as by Certificate under the hand of *Thomas Palmer* dated *Aprill* 10.th 1654. doth appeare. We doe humbly offer as our opinion, that it is juſt that the ſaid Sir *Iob Harby* ſhould be ſatisfied for his ſaid part of 4.s. the Chaldron received on Coales exported ſince the yeare 1642. and the ſaid Sir *Iob Harby* to be admitted to collect the ſaid 4.s. the Chaldron for the future, and to receive the third part thereof for his owne uſe durinn the terme of yeares granted by by the ſaid Letters Pattents yet unexpired.

Geo: Bennet. Wil: Roberts. Edw. Creſſet. Wil: Coffe.

Dated 28. *April*, 1654. Exam. *Tho. Smithsby* Secret.

A Second Reference.

HIs Highneſs having conſidered this Report, referres it back to the ſaid Committees to examine by what Order and direction Mr. *Dawſon* of *Newcaſtle* received and paid the duty of 4.s. upon the Chaldron of Coales to the *Scots* and Sir *Arthur Haſlerigge*, and that they likewiſe conſider what Orders, Ordinances, or Acts of Parliament, have been made by the Parliament or Committee of the Revenue concerning the ſaid Duty, and upon Certificate thereof to his Highneſs, hee will be pleaſed to give ſuch further direction thereupon as ſhall be juſt.

JOHN THVRLOE.

Mr. SCOBELS Certificate,

Die Martis 9. Febr. 1646.

ORdered by the Lords and Commons in Parliament aſſembled, That the Impoſition of 4.s. a Chaldron upon Sea-Coales, be continued till the Five and twentieth day of *March* next.

Die Martis 11. Septemb. 1649.

REſolved upon the Queſtion of the Commons aſſembled in Parliament, That the Impoſition of 4.s. upon the Chaldron of Coales formerly taken at *Newcaſtle*, be taken off and ſhall not henceforth be payed.

Upon

Upon Search made in the Iournall bookes, I find no Ordinance nor Order other then this, touching any Impoſition on Coales.

HEN. SCOBEL *Clerk of the Parliament.*

By the Commiſsioners by Ordinance from his Highneſs the Lord Protector and his Councell, for Inſpecting the Treaſuries, Septemb. 21. 1654.

IN purſuance of a Reference from his Highneſs the Lord Protector, dated 3. of *Auguſt*, 1654.

Ordered.

THat Mr. *George Dawſon* Collector of the Cuſtomes and Impoſitions on Coales at *Newcaſtle*, doe Certifie unto Us, by 3. *October* next enſuing; What Monies he hath received ſince the time of his being firſt Collector upon that Accompt, as alſo how the 11. Shillings foure pence now payd on each Chaldron doth ariſe, whether upon a joynt or ſeverall Accompt, or whether the 4. s. on the Chaldron formerly received by *Thomas Palmer* in the yeare, 1642. or before, bee not included in the ſaid — 11. Shillings 4. d. and alſo whether any other 4. s. the Chaldron above the ſaid 11. Shillings and 4. pence have been ſince the yeare, 1642. or before, received by himſelfe or any other in the Port of *Newcaſtle*; If ſo received, upon what Accompt and ſince he hath not been ſo long Collector, what he cannot Certifie upon his owne knowledge, hee is deſired to doe by the beſt Information he can obtaine from others.

George Bennet. *William Roberts.*
Exam. *Thomas Smithsby*, Secretary. *Edward Creſſet.*

Mr. *Dawſons* Certificate.

In Obedience to an Order of the Honourable Commiſſioners for Inſpecting the Treaſuries, dated 21. September, 1654.

THeſe are to Certifie, that I cannot in ſo ſhort a time as before the 3. of *October* next, give an Accompt what Monies have been received by me for Cuſtome of Coales, ſince the time of my being firſt Collector, but if longer time be granted me, I ſhall obſerve Orders ſo much as in me lyes: I doe not obſerve by the preſent booke of Rates which is the Rule whereby I doe collect the 11. Shillings and 4. pence the Chaldron on Sea-coales exported, that it hath any other name then Subſidy, and ſo by the name of Subſidy or Cuſtome I have from the 2. day of *December*, 1644. and doe ſtill continue receiving the ſame under that name of Cuſtome, and not as Impoſition, I cannot of mine owne knowledge Certifie more then the booke of Rates holds forth, how the ſaid — 11. s. 4. d. doth ariſe, but by credible perſons in *Newcaſtle*, I am informed that before the preſent booke of Rates came forth, there was Collected in *Newcaſtle* for Coales exported an Impoſition of — 6. s. 8. d. the Chaldron by the Deputy of Sir *John Trevor*, &c. and an Impoſition of 4. s. the Chaldron by the Deputy of Sir *Job Harby*, and at that time alſo the Farmers of the Cuſtomes their Deputy did collect — 8. d. the Chaldron as cuſtome; There hath been ſince *Nevember*, 1644. divers Impoſts laid upon Coales Shipt out of the Port of *Newcaſtle*, but they were layd on firſt by the *Engliſh* and *Scots* Commiſſioners that came in with the *Scots* Army, and confirmed by the then Parliament, and taken off by them at the *Scots* Armies returne for *Scotland* alſo there was an Impoſt for 4. s. *per* Chaldron layd on by Sir *Arthur Haſterigge* and the Committee for the Militia in theſe parts in the yeare 1648. for the maintenance of the Garriſon of *Tinmouth* and *Newcaſtle*, in time when ſupply came not from the Committee for the Army, which was alſo

app-oved

approved on by the Parliament, and taken off by them in *September*, 1649. Of all which there hath been Accompts rendred, and diſcharges accordingly given, I doe not know nor have heard of any other 4.s. *per* Chaldron that hath been Collected *Newcaſtle*, eyther before or ſince the yeare 1642. then what is above expreſſed. Dated Cuſtome-houſe *Newcaſtle*, *September* 30. 1654.

George Dawſon, Collector.

Second Report.

By the Commiſsioners by Ordinance from his Highneſs the Lord Protector and his Councell, for Inſpecting the Treaſuries, Octob. 3. 1654.

IN purſuance of a Reference from his Highneſs the Lord Protector dated *Auguſt* 3. 1654. upon the Petition of Sir *Iob Harby* Knight. We doe humbly Certifie, that we doe find by Letters Pattents dated *April* 11.th in the tenth yeare of the late King, there was an Impoſition of 4.s. the Chaldron of Sea-coales exported, which ſaid Impoſition was confirmed by Act of Parliament in the booke of Rates, and by the ſaid Letters Pattents *Iob Harby* Eſquire was made Collector of the ſaid Impoſition, And by Letters Pattents, dated *July* 2. in the tenth yeare of the late King, the ſaid Impoſition of 4.s. the Chaldron on Sea-Coales exported, was granted to *Henry Lucas*, *John White*, and *Iob Harby* Eſquire, for the Uſes of the Earle of *Holland*, Earle of *Dorſet* and Sir *Iob Harby* Knight, upon conſideration of Services done by the ſaid Earles, and of payment of Eight thouſand ſix hundred and twelve pounds fifteene ſhillings and three-pence by Sir *Job Harby*, as by privie Seale dated laſt of *Auguſt* in the 10. yeare of the late King doth appeare, and according to the ſaid Letters Pattents the rent reſerved therein was payd into the Exchequer by Sir *Job Harby* and others, till

till the 23. of *October*, in the 20. yeare of the late King, as by Affidavit of *William Day* of *London* Marchant doth appeare, we doe further find that the said Sir *Iob Harby* hath not received any part of the profits arising on the said Imposition from the 29. *July*, 1642. they being received by Order from the Earle of *Newcastle*, and after the delivery of the Towne of *Newcastle*, payd to the *Scots*, and ever since that time Mr. *George Dawson* hath received according to the booke of Rates, established by Parliament the summe of 11. Shil. 4. pence upon each Chaldron, in which the Imposition of 4.s. the Chaldron for Coales exported belonging to Sr *Iob Harby* is included the 11.s. 4.d. arising as followeth, 8.d. Customes, received by the Farmers of the Customes, 6.s. 8.d. by the Deputy of Sir *John Trevor*, and 4.s. by the Deputy of Sir *Iob Harby*; all which appeares by a Certificate under the hand of *George Dawson* Collector of *Newcastle*, dated 30.th *September*, 1654. We do further find there was an Imposition of 4.s. the Chaldron layd on by Sir *Arthur Haslerigge* and the Committee of the Militia for the North, for the maintenance of the Garrisons of *Tinmouth* and *Newcastle*, as by Certificate under the hand of Mr. *George Dawson* dated as aforesaid doth appeare, which said Imposition was constituted by order of Parliament dated 9.th *February*, 1646. but by an Order of Parliament dated *September* 11.th, 1649. repealed, as doth appeare by a Certificate under the hand of Mr. *Scobell*. Wee further find an Order made by the Committee of the Revenue, dated 10.th *August*, 1649. Requiring Sir *Iob Harby* to give an Accompt to Auditor *Collins*, what Monies hath been received by him thereupon, which is all that was transacted by the said Committee; relating to the said Imposition, as by Certificate under the hand of Mr. *Cousins* doth appeare. Upon Examination of the whole matter, wee humbly offer as our Opinions, that it is just; That the said Sir *Iob Harby* should be satisfied for his Third part of —— 4.s. the Chaldron received on Sea-coales, exported since the yeare, 1642. and the said Sir *Iob Harby* to bee admitted to Collect the said —— 4.s. on the Chaldron for the future, and to receive the Third part thereof for his owne use, during the terme of yeares granted by the said Letters Patents yet unexpired.

George Bennet. *William Roberts.*
Exam. *Tho: Smithsby*, Secretary. *Edw. Cresset.*

HIS

The last Reference.

HIs Highneſs upon Conſideration of this Report, deſires the Advice of his Councell thereupon, and to that end referres it to their Conſideration.

JOHN THVRLOE.

Thurſday 10.th *February*, 1656.

ORdered that the humble Petition of Sir *Iob Harby* Knight, being directed to his Highneſs and by his Highneſs referred to the Councell, bee committed to the Lord *Fleetwood*, the Lord *Lambert*, the Earle of *Mulgrave*, and the Lord *Strickland*, or any two of them, by them to be conſidered of, and the matter of fact with their Opinion to be reported to the Councell.

William Jeſſop, Cler. Councell.

The Lord *Lambert* being abſent Mr. *Rouſe* was named in his place, who together with the Lord *Strickland* did read the ſaid Reports and approved them 13. *Auguſt*, 1657.

An Act of Parliament made 29. *Ianuary*, 1648. confirmes all Letters Pattents.

Right Honourable,

YOu may pleaſe to remember that a Petition of mine was by your Honours hands preferred to his Highneſs, humbly craving the confirmation of my Leaſe 4.s. the Chaldron for Coles exported, which Petition was referred to the Committee for Inſpection the 23. *Februa-ry*, 1653. who did examine all particulers therein contained, and did Report it to be juſt, That I ſhould be reſtored to my Collection, and alſo be admitted to receive a Third part of the ſaid duty for my owne uſe untill the expiration of the Letters Pattents, as alſo that I ſhould be ſatisfied for my Arreares, ſince 1642. Which Report was by your Honour offered to his Highneſs, whereupon his Highneſs for a further diſcovery of the truth of the Allegations, did the ſecond time Referre the ſame unto the ſaid Committee with further Directions to examine what had been agitated in Parliament, and at the Committee of alſo by whom the Money had been received ſince 1642. By vertue of which ſecond Referrence dated *Auguſt*, 1654. the ſaid Committee did ſeriouſly examine all the particulers, and after ſuch Examinations did 2. *October* make two Reports *in hac verba*, upon Examination of the whole matter, wee moſt humbly offer as our Opinion, that it is juſt that the ſaid Sir *Iob Harby* ſhould be ſatisfied for his third part of —4.s. the Chaldron receive on Coales exported ſince 1642. and the ſaid Sir *Iob Harby* to be admitted to Collect the ſaid —4.s. on the Chaldron for the future, and to receive the Third part thereof to his owne uſe, during the tearme of yeares granted by the ſaid Letters Pattents yet unexpoſed.

This Report his Highneſs referred to the Councell, which together with my Petition to their Lordſhips produced an Order 10.th *Febr.* 1656. whereby that whole matter was Referred unto Foure or any Two of their Lordſhips by them to be conſidered, and the fact with their opinion to be reported to the Councell, In purſuance of wch Order the Report from the Committee for Inſpection was received and conſidered

conſidered at the Councell 12. *Auguſt* laſt, and was by their Lordſhips approved in every particuler.

Hereby it doth appeare, that I have as juſt a Tytle to the premiſſes as any man hath unto his Land of Inheritance, wherewith if his Highneſs were fully acquainted, I am confident that ſuch is his inclination to Piety and Iuſtice that hee would not deny it unto an Aged man againſt whom there was never any complaint, nor hath ever been in Armes, nor oppoſition to the Parliament, but a large and conſtant Contributor to the ſervice of the State upon all occaſions, hee having contributed above 3000.l. of which hee never received back one penny, and hath in obedience to his Highneſs command lately ſatisfied 1400. pound to the Executors of Captain *Thomas Weſtro*, whereas hee might have been cleared for Six and thirty pounds, had not his Highneſs interpoſed.

The ſtate of my Caſe in this particuler, being thus ſtated, I doe humbly and earneſtly crave, That I may be admitted to my Collection according to the Report ſo ſtrongly confirmed, and that I may have a Warrant to the Collectors ſo to pay me, or bee accomptable unto me for ſo much of the — 4. Shillings the Chaldron as hath been Collected by them ſince 3. *October*, 1654. and for the Arreares due to me from 1642. till 1654. I doe humbly ſubmit to take them out of the future Collection of the ſaid duty of —— 4. Shillings the Chaldron, and ſhall pay the Rent reſerved according to the Letters Patents, which Act of Iuſtice mixed with Compaſſion will ever bee thankfully acknowledged by ——

Octob. 23. 1657.

Right Hon: ble,

Your moſt humble Servant,

J. H.

To his Highneſs OLIVER Lo. Protector of the Common-wealth of *England*, *Scotland* and *Ireland*. And to the Right Hon: ble, the Lords of his Highneſs Councell.

The humble Petition of Sir IOB HARBY *Knight.*

Moſt humbly Sheweth,

THat the Petitioner by your Highneſs juſt favour, hath obtained two well grounded Reports from the Committee for Inſpection, certifying the juſt tytle hee hath unto one third part of a Leaſe for — 4. ſhil. upon the Chaldron of Sea-Coles exported; which ſaid Reports have likewiſe by your Highneſs direction been peruſed before the Conncell, and by ſome of their Lordſhips have been confirmed in two particulers, *viz.* Firſt, That it is juſt, the Petitioner ſhould have his Arreares ſince 1642. and 2.ly, That hee ſhould enjoy the benefit of his Leaſe untill the expiration of his Graunt, as may appeare by the Papers in the hands of Mr. *Jeſſop.*

It may further pleaſe your Highneſs; The Petitioners Leaſe is under the Great Seale of *England*, and was more then XX. yeares paſt granted unto him, upon a very valuable Conſideration being neare 9000.l. in Money, with a Rent reſerved of — 500.l. *per annum*, untill the end of the Leaſe; whereby (he humbly conceiveth) he hath as juſt a tytle thereunto as any man hath to his Land of inheritance; the want whereof, together with other his unparalleld ſufferings, hath reduced him and his Family into a periſhing Condition, and this, notwithſtanding, he did conſtantly abide with the Parliament and upon all occaſions hath been a large Contributor to the Service of the Common-wealth.

The Premiſſes conſidered, the Petitioner doth moſt humbly pray, That hee may not (without any juſt cauſe) bee deprived of his Propriety, but that he may enjoy the benefits of his ſaid Leaſe according to the Contents of the aboveſaid Reports; *And hee ſhall Ever pray, &c.*

IOB HARBY.

Thurſday

Thurſday 13.th *May*, 1658.

At the Councell at White-hall.

VPon reading a Report from the Committee to whom the Petition of Sir *Iob Harby* was Referred, Ordered, that the ſame together with the Papers annexed, be referred to the Lords Commiſſioners of his Highneſs Treaſury to conſider thereof, and ſtate the whole caſe as now it ſtands, aſwell in Reſerrence to the Petitioners claime, as to the Impoſition of 4.s. a Chaldron for Coales, and report the ſame to the Councell.

HEN. SCOBEL *Clerk of the Councell.*

To the right Hon:[ble]*, the Lords Commiſſioners of the Treaſury.*

ACcording to your Lordſhips Order of the 21.th of *May*, 1658. Upon the Petition of Sir *Job Harby* Knight, praying an allowance of a Demize and Graunt by Letters Pattents of the late King of 4. Shillings the Chaldron for Coales exported, under the Rent in the ſaid Demize reſerved, and that a Committee may be appointed to call thoſe perſons to an Accompt for — 200co.l. by them received; and in particuler Sir *Arthur Haſlerigge*, for the great ſummes he hath received out of the ſaid Collection. The ſaid Petition with certaine Papers annexed being referred to your Lordſhips by Order of his Highneſs, to ſtate the whole Caſe as it ſtands, aſwell in Reference to the Petitioners claime, as to the Impoſition of — 4.s. the Chaldron for Coales, and report the ſame to the Councell, with all convenient ſpeed. Upon information to us given, wee find that by Letters Patents dated the 11.th *Aprill*, 10.th *Caroli* the ſaid late King, did charge and command the Cuſtomers and Receivers, and all Officers and Miniſters attending the receipt of Cuſtomes, that they ſhould cauſe to be Levied and payd to the uſe of Him, his Heyrs and Succeſſors, the ſumme of — 4.s. for every Chaldron of Sea-Cole, Pit, and Stone-Coale *Newcaſtle* meaſure, that ſhould be carried out of *England*,

land, and *Wales*, or the Town of *Barwick*, or Shipped into any parts out of the ſaid Realm in the name of Cuſtome, over and above all the Cuſtoms, & Impoſts on Coles and other Port duties before that time uſed to be Collected and payd for ſuch Coles; And that ſecurity ſhould be given, therefore according to the uſuall manner in caſes of Cuſtomes.

That by Indenture under the Great Seale of *England*, dated 2. *July* in the 10.th yeare of the ſaid King, betweene the ſaid King of the one part and *Henry Lucas*, *Iohn White*, and the Petitioner *Iob Harby* Eſq; of the other part, reciting the ſaid Letters Pattents, and that hee was reſolved to Continue the ſaid Impoſition upon Coales to him his Heirs, and Succeſſors for ever, in Conſideration of ſeverall yearly Rents reſerved in the ſaid Indenture, and divers other cauſes the ſaid King thereunto moving; did Demize, Graunt, and to Farme let unto the ſaid *Henry Lucas*, *John White*, and *Iob Harby*, their Excutors and Aſſignes all and every the ſaid new Cuſtomes of - 4.s. due and payable, or by the ſaid Letters Pattents appointed to be payed or anſwered unto the ſaid King, his Heires and Succeſſors, for or in reſpect of the ſaid Coales for the tearme and ſpace of 31. Yeares from the date of the ſaid recited Letters Pattents, to Collect and receive the ſame by themſelves or by their Deputies, or every of their Deputies, or Subſtitutes from the Receiver or Collector thereof, paying for the firſt 7. Yeares the ſumme of 100.l. *per annum*, at *Michaelmas* and our *Lady* day, or within 40. dayes after, by equall portions into the receipt of the Exchequer. And during the reſidue of the 31. Yeares, the ſumme of 500.l. yearly as aforeſaid, with the ſeverall Covenants on the behalfe of his Majeſty, his Heirs, and Succeſſors, for the quiet enjoying thereof, under the ſaid Rent in caſe of Interruption, as by the ſaid ſeverall Letters Pattents, and Indentures under the Great Seale of *England*, produced unto Us did appeare; And by an Act of the late Parliament 1648. intituled for the Alteration of ſeverall Names and Formes heretofore in Courts, Writs, Grants, Letters Pattents, &c. Amongſt other things it is enacted as followeth; *Provided that all Writs, &c. and all other Commiſſions Pattents and Graunts, made and paſſed under the Great Seale of* England, *ſhall ſtand good and effectuall in Law, notwithſtanding the death of the King, any thing in the ſaid Act, or any Article therein Contained, or any Law, Statute, or Cuſtome to the Contrary thereof in any wiſe notwithſtanding.* And in the Printed booke of Rates and Ordinances of Parliament touching the ſame in the yeare 1647. Intituled

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An Ordinance of the Lords and Commons assembled in Parliament for the establishing of Subsedy of Tounage and Poundage, together with the booke of Rates, from the 26.th of *March*, 1648. untill the 26.th *March*, 1651. 'Tis mentioned as foll &c. ——

Coales } Sea-coales *Newcastle* measure, —— 11. 6. 8.d.
Vocat. } Sea-coales the Chaldron *London* measure, 11. 13. 4.d.

Sea-coales of *Wales* or the West Country, which shall be transported into *Ireland*, the Isle of *Man*, or *Scotland*, to pay the Chaldron Water measure, —— — — — 00 1.s. 00.

And the Petitioner produced to Us Letters under the Privie Seale of the late King dated the last day of *August*, in the said 10.th yeare of his Raigne, reciting the said Letters Patents of a Lease of the said Imposition upon Coales, and mentioning a claime of - 3036.l. 7.s. 6.d. as due from the said King unto the said Sir *Iob Harby* for Goods of that value upon the late breach between the said King and the *French*, seized to the *French* Kings use; And of severall summes due from the said King for fraight of Ships, *viz.* 840.l. 2.s. and 736. 5. 9. both which summes amount unto 1576.l. 7.s. 9.d. And that the said Sir *Iob Harby*, and *Clement Harby*, in Consideration of the said Demize and Graunt made as aforesaid, for the said new Customes. And as for the said Sir *Iob Harby* his third part thereof, had by their Deed 10. *July* then next before, released unto the said King severall Debts; And for a further Consideration for the said demize of the said new Customes, as to him the said Sir *Iob Harby* had payed unto the Earle of *Portland* the Lord Treasurer, for the Kings use the sum of 4000.l. It is thereby declared, that the said King did accept of the said release in discharge of the said Debts, and did accept thereof, and of the said 4000.l. in full satisfaction for the said Sir *Iob Harby* his 3. part of the said new Customes so by his Majesty demized; That according to the said Demize the rent reserved therein was payd into the Exchequer by the said Sir *Iob Harby* and others the Leasees, untill the 28. of *Octob.* in the 20. yeare of the late King as appeareth by the Oath of *Wil. Day* of *London* Marchant made before Baron *Trevor* 23. *October*, 20. *Car. R.* hereunto annexed. That by the late Kings Letters and Commands to the then Receiver of the duties payable upon Coales dated the 29.th *July* in the said yeare 42. And soone after by Letters and Commands from the Earl of *Newcastle*, then being in power in those parts of the North, Command was given to the said Receivers, that they should forthwith pay unto Sir *Alexander Davidson* of *Newcastle* for the

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Kings uſe, all ſuch Monies as they had received or ſhould receive upon that duty for tranſportation of Coales into Forraigne parts. As by the Originall letter of the late King, and under the privie Signet to Us produced appeares, and the Copies of other Letters of the ſaid Earle of *Newcaſtle*, atteſted and ſworne to be true Copies before Mr. Baron *Thomlins* hereunto annexed may appeare; And it appeareth alſo by the Certificate of *Tho. Palmer* being Collector of the great Cuſtomes at the Port of *Newcaſtle*, for the then Farmers and Commiſſioners, did receive ſeverall Acts of Parliament for Confirmation of the Subſidy of Tunage and Poundage, and at that time did receive and pay the ſaid new Impoſt of 4.s. *per* Chaldron of Coales exported to the ſaid Sir *Iob Harby* or his Aſſignes, and did ſo receive and pay the ſame untill the 2. *July*, 1642. After which time divers ſummes of Monies being in the hands of divers Marchants and others for Cuſtomes of Coales and Goods. The Earl of *Newcaſtle* poſſeſſing himſelfe of the ſaid Towne of *Newcaſtle*, one *Iohn Lake* (by power from the ſaid Earl of *Newcaſtle*) as was conceived, did receive the ſaid ſummes of Mony or part thereof, and after the Storming of *Newcaſtle*, which was about the 18. *October* 44. and ever ſince, one *George Dawſon* did receive the generall Cuſtomes, and Subſedy of Tonage and Poundage, according to the new booke of Rates, where all the duties of Coales exported are placed together and received in One generall ſumme, the ſaid new Impoſt of 4.s. being part thereof; The ſaid *Dawſon* ſaith, that when the *Scots* and afterwards Sir *Arthur Haſlerigge* had the Command of the ſaid Town, he payd divers ſummes of Money to them, for which he tooke their Receipts, and did accompt to the Commiſſioners of the Cuſtomes for the ſame, and ſtill doth accompt with them for all ſummes received by him ſince. And it appeares by a Copie of a Certificate of ſeverall Officers, and perſons of the Towne of *Newcaſtle*, ſworne alſo to be a true Copie as aforeſaid hereunto annexed, That before the new Impoſt of the 4.s. was impoſed on Coales Shipped for Over-ſeas, there was only 8.d. and 6.s. 8.d. payd by the *Engliſh* for a Chaldron of Coales ſo Shipped. And afterwards before the year, 1642. Mr. *Thomas Palmer* did at *Newcaſtle* firſt receive the ſaid - 4.s. *per* Chaldron for Coales then impoſed, and then the ſaid ſeverall ſummes of - 8.d. 6.s. 8.d. and 4.s. were then received by ſeverall perſons ſeverally, it being in all 11.s. 4.d. the Chaldron, and that of late Mr. *George Dawſon* the now Collector of the Cuſtomes of *Newcaſtle*, doth receive the ſaid ſummes of 11.s. 4.d. the Chaldron in one ſumme altogether, dated the 24. *June* 1658.

Peter Breerton, *Tho: Manby*.